

MINUTES OF THE VIRTUAL CONFERENCING MEETING

Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art
November 1, 2021

1. ROLL CALL

The conference call meeting of the Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art was called to order by the Chair, Bridget Anderson, at 10:35 a.m., at the Nebraska State Office Building, 301 Centennial Mall South, Lower Level Room B, Lincoln, Nebraska. In accordance with § 84-1411 of the Nebraska Open Meetings Act, copies of the agenda were 1) mailed to the Board members and other interested parties, and 2) posted on the DHHS web site at <https://dhhs.ne.gov/licensure/Pages/Agendas-and-Minutes.aspx> and on the bulletin board in the Licensure Unit Lobby on 10.22.2021.

Members Present on call (12):

The following members answered roll call:

Bridget Anderson, Chair (in Room)
Shannon Bingham, Member
Matt Bavougian, Member
Jacqueline Hornig, Secretary
Ruth Lucas, Member
Becky Pettigrew, Member
Brandy Phillips, Member (in Room)
Leslie Reed, Member
Pamela Rowland, Vice-Chair
Harold "Buddy" Sims, Member
Vicki Criswell, Member
Marie Nordboe, Member

Members Absent (0):

Others Present:

Kris Chiles, Program Manager, Licensure Unit (in Room)
Carrie Oldehoeft, Health Licensing Coordinator (in Room)
Natalee Hart, Assistant Attorney General (in Room)
Kate Manuel, DHHS Attorney (in Room)

Others Present on Call:

Anna Harrison, DHHS Compliance Monitor
Mark Meyerson, DHHS Investigator

A quorum was present and the meeting convened.

2. ADOPTION OF AGENDA

MOTION: Criswell moved, seconded Rowland, to adopt the agenda. A voice vote was taken. Voting aye: Anderson, Bingham, Bavougian, Hornig, Lucas, Pettigrew, Phillips, Reed, Rowland, Sims, Criswell, Nordboe (12). Voting nay: None (0). Absent: (0). Vacant positions (1). Motion carried.

3. APPROVAL OF MINUTES

MOTION: Lucas moved, seconded by Criswell, to approve the minutes of October 4, 2021, with a change to 4b to reflect that Jurisprudent Examination(s) updates are in process. A voice vote was taken. Voting aye: Anderson, Bingham, Bavougian, Hornig, Lucas, Pettigrew, Phillips, Reed, Rowland, Sims (9). Voting nay: None (0). Absent: (0). Abstain: Criswell, Nordboe (2). Vacant positions (1). Motion carried.

4. Updates/Follow-up

- a. 2022 Legislation-Rowland reported that they are waiting to hear back, but will check on status.
- b. Jurisprudent Examination are in process and Chiles will verify updates are complete the current regulations, for Cosmetology, Nail Technology and Esthetics.
- c. Body Art Regulations 172 NAC 44 Status—no update from the Governor Office (Policy Research

Office) and email will be sent when a notice is received.

- d. Reports: Disciplinary and Non-Disciplinary Actions, Licensure Statistics, Examination Pass/Fail Report, and Administrative Penalty Fees Assessed. Statistics will continue to be attached to the agenda's.

Renewal post cards are mailed, licenses are not the licensee will need to go to license look up and print of off.

11:05 a.m. Manual exited the room

5. INVESTIGATIONAL & CONFIDENTIAL INFORMATION/REPORTS – CLOSED SESSION

MOTION: Reed moved, seconded by Criswell, to enter into closed session at 11:05 a.m. for the purpose of hearing discussions of an investigative/confidential nature and for the prevention of needless injury to the reputation of the individuals. Anderson repeated the motion and purpose. A voice vote was taken. Voting aye: Anderson, Bingham, Bavougian, Hornig, Lucas, Pettigrew, Phillips, Reed, Rowland, Sims, Criswell, Nordboe (12). Voting nay: None (0). Absent: (0). Vacant positions (1). Motion carried.

11:45 Meirson exited call

6. APPLICATION REVIEW, RECOMMENDATIONS AND REPORT OUT – OPEN SESSION

12:21 p.m. Verbal agreement from all board members to enter into open session.

12:21 p.m. Chiles exited room

Michael Dvoark: Tattoo Artist-Reinstatement

MOTION: Bavougian moved, seconded by Reed, recommended reinstating with the duration of the original offer dated May 24, 2018. A voice vote was taken. Voting aye: Anderson, Bingham, Bavougian, Hornig, Lucas, Pettigrew, Phillips, Reed, Rowland, Sims, Criswell, Nordboe (12). Voting nay: None (0). Absent: (0). Vacant positions (1). Motion carried.

Aubriion Pearce: Cosmetologist - Reinstatement

MOTION: Phillips moved, seconded by Criswell to recommend a 6 month probation, with the following terms and conditions: Successfully complete the jurisprudence examination within 90 days and the Standard Terms and Conditions of probation. A voice vote was taken. Voting aye: Anderson, Bingham, Bavougian, Hornig, Lucas, Pettigrew, Phillips, Reed, Rowland, Sims, Criswell, Nordboe (12). Voting nay: None (0). Absent: (0). Vacant positions (1). Motion carried.

Crystal Pina, Permanent Color Technician-Initial

MOTION: Lucas moved, seconded by Anderson, to recommend issuance with no terms and conditions. A voice vote was taken. Voting aye: Anderson, Bingham, Bavougian, Hornig, Lucas, Pettigrew, Phillips, Reed, Rowland, Sims, Criswell, Nordboe (12). Voting nay: None (0). Absent: (0). Vacant positions (1). Motion carried.

Mikayla Poor Bear: Cosmetologist: Reinstatement

MOTION: Nordboe moved, seconded by Pettigrew, recommend issue with a 4-year probation with the following terms and conditions: No Solo practice, Abstain from alcohol/controlled substances, Random body fluid screens, follow evaluation recommendations and those in the future, Quarterly employer reports, and the Standard Terms and Conditions of probation. Basis: Conviction and diagnosis. A voice vote was taken. Voting aye: Anderson, Bingham, Bavougian, Hornig, Lucas, Pettigrew, Phillips, Reed, Rowland, Sims, Criswell, Nordboe (12). Voting nay: None (0). Absent: (0). Vacant positions (1). Motion carried.

Stacey Overman, Esthetician: Reinstatement

MOTION: Pettigrew moved, seconded by Bavougian, to recommend issuance with no terms and conditions. A voice vote was taken. Voting aye: Anderson, Bingham, Bavougian, Hornig, Lucas, Pettigrew, Phillips, Reed, Rowland, Sims, Criswell, Nordboe (12). Voting nay: None (0). Absent: (0). Vacant positions (1). Motion carried.

Taylor Guest, Cosmetologist :Reinstatement

MOTION: Phillips moved, seconded by Sims, to recommend issuance with no terms and conditions. A voice vote was taken. Voting aye: Anderson, Bingham, Bavougian, Hornig, Lucas, Pettigrew, Phillips, Reed, Rowland, Sims, Criswell, Nordboe (12). Voting nay: None (0). Absent: (0). Vacant positions (1). Motion carried.

Linda Jensen-Bogatz, Cosmetologist: Reinstatement

MOTION: Nordboe moved, seconded by Criswell to recommend a 6 month probation, with the following terms and conditions: Successfully complete the jurisprudence examination within 90 days and the Standard Terms and Conditions of probation. A voice vote was taken. Voting aye: Anderson, Bingham, Bavougian, Hornig, Lucas, Pettigrew, Phillips, Reed, Rowland, Sims, Criswell, Nordboe (12). Voting nay: None (0). Absent: (0). Vacant positions (1). Motion carried.

8. ADJOURNMENT

Anderson announced the next meeting is scheduled on December 6, 2021 and declared the meeting adjourned at 12:33 p.m.

Submitted,

Jackie Hornig, Secretary

Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art

Summarized by the Licensure Unit.